

PUBLIC EMPLOYMENT RELATIONS BOARD

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December 9, 2011

NOTIFICATION OF PROPOSED EMERGENCY REGULATORY ACTION

Subject: Implementation of Assembly Bill 646 (Chapter 680, Statutes of 2011), effective January 1, 2012—Factfinding

The Public Employment Relations Board (PERB) is proposing to adopt emergency regulations implementing the newly enacted factfinding process under the Meyers-Milias-Brown Act (MMBA).

Government Code section 11346.1(a)(2) requires that, at least five working days prior to submission of the proposed emergency action to the Office of Administrative Law (OAL), the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency action to OAL, OAL shall allow interested persons five (5) calendar days to submit comments on the proposed emergency regulations as set forth in Government Code section 11349.6. Upon filing, OAL will have ten (10) calendar days within which to review and make a decision on the proposed emergency rules. If approved, OAL will file the regulations with the Secretary of State, and the emergency regulations will become effective for one hundred and eighty (180) days. Within the 180-day effective period, PERB will proceed with a regular rulemaking action, including a public comment period. The emergency regulations will remain in effect during this rulemaking action.

Attached to this notice is the specific regulatory language of PERB's proposed emergency action and Finding of Emergency.

You may also review the proposed regulatory language and Finding of Emergency on PERB's website at the following address: <http://www.perb.ca.gov>.

If you have any questions regarding this proposed emergency action, please contact Les Chisholm at (916) 327-8383.